

**UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT**

Beam)	
)	
v.)	Docket No. 2:20-cv-46
)	
Bellows Falls Vermont Village)	
Corp and Lake)	

EVALUATOR'S REPORT

Please select one:

- ☒ First Session Report
- ☐ Second Session Report
- ☐ Third Session Report
- ☐ Corrected/Revised Report
- ☐ Supplemental Report
- ☐ Other

Michael J. Marks, Esquire, the Early Neutral Evaluator, reports pursuant to Local Rule 16.1 (j) on the ENE session in this matter as follows:

(j)(1)(A):	Date of session:	Start time:	Finish time:
	Via Zoom videoconference platform		
	September 14, 2021	10:00 a.m.	5:00 p.m. (initial session)

(j)(1)(B):	Names of attendees:	Role:	Settlement authority: (check only where applicable)
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Mediation was conducted by zoom videoconference

Alisha Beam	Plaintiff	X
Norman Watts, Esq.	Counsel for Plaintiff	
Kelly Kindestin	VLCT	X
Susan Rowell	VLCT	X
Scott Pickup	Bellows Falls Town Manager	

Debra Wright	President of Board of Trustees	
Brian Monaghan, Esq.	Counsel for Town	
Ron Lake	Defendant	X
Michael Leddy, Esq.	Counsel for Lake	

(j)(1)(C): Substitute arrangements regarding attendance: N/A

(j)(1)(D): Date parties' Evaluation Statements received by Evaluator:

Early neutral evaluation statements were filed in a timely manner and allowed for adequate preparation by the evaluator.

(j)(1)(E): Oral presentations: By all Parties.

(j)(1)(F): Results of session:

(j)(1)(F)(i): X Full settlement*

 Partial settlement

 No Settlement

(j)(1)(F)(ii): Stipulation to narrow the scope of dispute: N/A

(j)(1)(F)(iii): Agreement to limit discovery, facilitate future settlement, or otherwise reduce cost and delay related to trial preparation:

Scheduling another ENE session: Yes NO

Other comments: (please refer to L.R. 16.1 (j)(2)):

*Subsequent work with both Parties resulted in a settlement that was subject to ratification, and ratification has occurred.

Dated at Middlebury, Vermont on this 18th day of October, 2021

S/Michael Marks

Michael J. Marks, Esq.
Evaluator

